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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Kawa et al.
I.A. Number : PCT/EP03/03711
I.A. Filing Date: April 10, 2003
Priority Date : April 19, 2002
Title : **SUN PROTECTING EMULSION PROVIDED WITH A FOAM DISPENSER**

Grp./A.U. : Unknown
Examiner : Unknown

Docket No. : C 2609 PCT/US
Customer No. : 23657

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

Transmitted herewith is an Information Disclosure Statement ("IDS") in the above-referenced application, together with an IDC form listing all references cited and a copy of each reference (unless the reference is a U.S. patent application).

This IDS is being mailed within three months of filing of the above-captioned application, if it is a national application, or within three months of entering, as set forth in 37 C.F.R. § 1.491, the national stage of the above-captioned application, if the above-captioned application is an international application. Therefore, consideration of the IDS by the Patent and Trademark Office, without the payment of any additional fee, is believed to be due under 37 C.F.R. § 1.97(b).

Some of the references are neither in English nor cited in any previously submitted accompanying English language version of a search report by another patent

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office, and therefore require a concise explanation of relevancy, as it is currently understood by the applicant, pursuant to 37 C.F.R. § 1.98(a)(3). This required explanation of relevancy is given in the specification of the above-captioned application for the following references:

Reference Identification

P. Finkel, "Formulierung kosmetischer Sonnenschutzmittel", SÖFW-Journal, 122, (1996), pgs. 543-546 & 548

P. Finkel, "Formulierung kosmetischer Sonnenschutzmittel", Parfumerie und Kosmetik, 80, No. 3 (1999), pgs. 10-12, 14-16

"Kosmetik-Verordnung", Appendix 6, Parts A and B, Deutsches Institut für Körperpflege und Hygiene e.V.

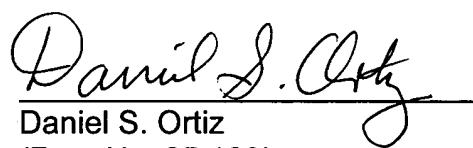
Described in Specification at:

Page 16, line 30 - Page 17, line 2

Page 16, line 30 - Page 17, line 2

Page 25, line 27 -Page 26, line 1

Respectfully submitted,



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Enclosure

1. International Search Report (English Language)
2. IDC w/references

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<p>Substitute for form 1449A/PTO</p> <p>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</p> <p>(Use as many sheets as necessary)</p>				Complete if Known		
				Application Number		
				Filing Date		
				First Named Inventor		Kawa, Rolf
				Art Unit		
				Examiner Name		
Sheet	1	of	2	Attorney Docket Number	C 2609 PCT/US	

U. S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Document Number Number-Kind Code ² (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		US-6,368,577	04-09-2002	Kropf et al.	
		US-5,962,452	10-05-1999	Haase et al.	
		US-6,280,712	08-28-2001	Ansmann et al.	
		US-6,340,662	01-22-2002	Millhoff et al.	
		US-6,576,678	06-10-2003	Bruening et al.	
		US-20040105825	06-03-2004	Torsten Henning	
		US-5,840,943	11-24-1998	Ansmann et al.	
		US-5,730,960	03-24-1998	Stein et al.	
		US-6,193,960	02-27-2001	Metzger et al.	
		US 5,705,169	01-06-1998	Stein et al.	
		US-5,945,091	08-31-1999	Habeck et al.	
		US-			

FOREIGN PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Foreign Patent Document Country Code-Number-Kind Code ² (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		EP 0 878 469 (abstract) (equiv. to US 5,962,452)	11-18-1998	Ciba Geigy AG	
		WO 99 11235 (abstract) (equiv. to US 6,280,712)	03-11-1999	Henkel KGaA	
		DE 199 55 375 (abstract)	06-07-2001	Nestle SA	
		EP 0 860 164 (abstract)	08-26-1998	Beiersdorf AG	
		WO 00 36063 (abstract) (equiv. to US 6,340,662)	06-22-2000	Henkel KGaA	
		WO 99 67016 (abstract) (equiv. to US 6,576,678)	12-29-1999	Cognis Deutschland GmbH	
		EP 1 316 300 (abstract) (equiv. to US 20040105825)	06-04-2003	Clariant GmbH	
		WO 00 78629	12-28-2000	Heijden Edgar Ivo Maria	
		EP 0 766 661 (abstract) (equiv. to US 5,840,943)	04-09-1997	Henkel KGaA	
		EP 0 693 471 B1 (abstract) (equiv. to US 5,730,960)	01-24-1998	Merck Patent GmbH	
		EP 0 818 450 B1 (abstract) (equiv. to US 6,193,960)	01-14-1998	Ciba Specialty Chemicals Holding Inc.	
		EP 0 694 521 (Abstract) (Equiv. to US 5,705,169)	01-31-1996	Merck Patent GmbH	
		DE 197 12 033 A1 (abstract) (equiv. to US 5,945,091)	09-24-1998	BASF AG	

Examiner Signature		Date Considered	
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Docket Rec'd PCT/PTO 18 OCT 2004

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		Application Number			
		Filing Date			
		First Named Inventor	Kawa, Rolf		
		Art Unit			
Examiner Name					
Sheet	2	of	2	Attorney Docket Number	C 2609 PCT/US

NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
		Sememczuk et al., "Synergistic Sun System", Soap & Cosmetics, vol. 75, 1999, pp 48; XP 002245496	
		Airspray Int. B.V., Product Information; XP 002245495	
		P. Finkel, "Formulierung kosmetischer Sonnenschutzmittel", SÖFW-Journal, 122, (1996), pgs. 543-546 & 548	
		P. Finkel, "Formulierung kosmetischer Sonnenschutzmittel", Parfumerie und Kosmetik, 80, No. 3 (1999), pgs. 10-12, 14-16	
		"Kosmetik-Verordnung", Appendix 6, Parts A and B, Deutsches Institut für Körperpflege und Hygiene e.V.	

Examiner Signature	Date Considered

*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional). 2 See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. 3 Enter Office that issued the document, by the two-letter code (WIPO Standard ST 3). 4 For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 5 Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. 6 Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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